

IN THE UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF CALIFORNIA

11 SUSAN GILNER,

No. C-07-0960 MMC

12 Appellant,

**ORDER DISCHARGING ORDER TO
SHOW CAUSE; SETTING BRIEFING
SCHEDULE**

13 v.

14 LINDA LICALSI, et al.,

15 Appellees

16 _____ /

17 Before the Court is appellant's "Final Opportunity to Show Cause Why Appeal
18 Should Not Be Dismissed - And Copies of Filed Documents Relevent [sic] to the Issue
19 Presented," filed September 7, 2007. Appellant's filing is in response to the Court's order
20 of August 27, 2007, by which the Court declined to discharge its August 10, 2007 order
21 directing appellant to show cause why the instant bankruptcy appeal should not be
22 dismissed for failure to prosecute.

23 Having considered appellant's response, the Court hereby exercises its discretion to
24 DISCHARGE the order to show cause.

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1 The Court sets the following briefing schedule on the merits of appellant's appeal:

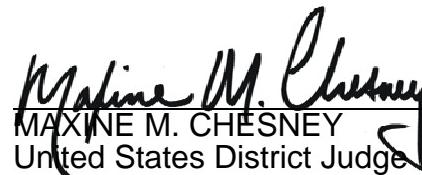
- 2 1. No later than September 28, 2007, appellees shall file a response to appellant's
3 opening brief.¹
- 4 2. No later than October 19, 2007, appellant may file a reply to appellee's response.
- 5 3. As of October 19, 2007, the matter will be taken under submission.

6 **IT IS SO ORDERED.**

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8 Dated: September 11, 2007

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MAXINE M. CHESNEY
United States District Judge

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26 ¹The Court construes appellant's opening brief to consist of her filings of August 21,
27 2007 and September 7, 2007. The Court construes the Record on Appeal to consist of the
28 following documents: (1) the documents attached to appellant's filing of September 7,
 2007; (2) the Judgment filed January 8, 2007 in the Bankruptcy Court, which is attached to
 the Notice of Appeal; and (3) the Transcript of Proceedings conducted December 21, 2006,
 which the Clerk of the Bankruptcy Court has previously provided to this Court.